

PROCLAMATION

BY THE

Governor of the State of Texas

41-1341

REPRODUCED FROM THE
HOLDINGS OF THE
TEXAS STATE ARCHIVES

TO ALL TO WHOM THESE PRESENTS SHALL COME:

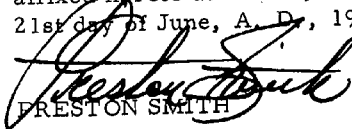
June 21, 1969

I disapprove and veto House Bill 1412, relating to the salary of the county judge in counties within a specified population bracket. This bill provides that it "shall not be effective until duly adopted by resolution and entered upon the minutes of the county commissioners court." Because of this provision, I find House Bill 1412 unacceptable.

Since this bill would become effective only upon the action of the county commissioners court, that body would be given the power to enact, or not to enact, a law of the State of Texas. Our State Constitution, however, vests the power to enact laws exclusively in the Legislature. This power is subject only to the veto power of the Governor. It is a well-settled principle of our system of government that the Legislature's constitutional power to enact the laws of this state cannot be delegated to any other governmental body. Therefore, the determination whether a particular bill shall become law cannot be conferred upon a county commissioners court.


House Bill 1412 was received on June 2, 1969, less than ten days prior to the adjournment of the Regular Session of the 61st Legislature. In accordance with the provisions of Article IV, Section 14 of the Texas Constitution, I am filing this proclamation, together with the bill, in the office of the Secretary of State.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of State to be affixed hereto at Austin, this the 21st day of June, A. D., 1969.

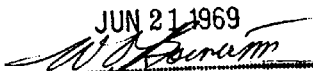

PRESTON SMITH

GOVERNOR OF TEXAS

By the Governor:


Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
9:50 AM 9:00CLOCK

JUN 21 1969

Secretary of State